

REMARKS

Reconsideration and withdrawal of the rejections of the claimed invention is respectfully requested in view of the amendments, remarks and enclosures herewith, which place the application in condition for allowance.

STATUS OF CLAIMS AND FORMAL MATTERS

Claims 1-9 and 11-18 are pending in this application. The applicants' amendment filed on 13 September 2010 intended to comply with the Examiner's rejection and objection to the claims. However, upon further review, it was discovered that some errors were made to the 13 September 2010 amendments which have been corrected by the above amendments. No new matter has been added by this amendment.

This amendment after final should be entered because it addresses the rejection of claim 8 and objection of claim 7 in a manner consistent with the Examiner's suggestions and places the application in condition for allowance (and at the very least would reduce the number of issues for Appeal). In addition, the applicants have corrected an error in claim 7 which was not addressed in the final rejection.

It is submitted that the claims, herewith and as originally presented, are patentably distinct over the prior art cited in the Office Action, and that these claims were in full compliance with the requirements of 35 U.S.C. § 112.

CONCLUSION

In view of the remarks and amendments herewith, the application is believed to be in condition for allowance. Favorable reconsideration of the application and prompt issuance of a Notice of Allowance are earnestly solicited. The undersigned looks forward to hearing favorably from the Examiner at an early date, and, the Examiner is invited to telephonically contact the undersigned to advance prosecution. The Commission is authorized to charge any fee occasioned by this paper, or credit any overpayment of such fees, to Deposit Account No. 50-0320.

Respectfully submitted,
FROMMER LAWRENCE & HAUG LLP

By: /Howard C. Lee/
Marilyn M. Brogan Howard C. Lee
Reg. No. 31,223 Reg. No. 48,104
Telephone: (212) 588-0800
Facsimile: (212) 588-0500